

SENATE FILE NO. SF0008

Medical support of children.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to child support; requiring that parents
2 provide for the medical support of dependent children as
3 specified; providing definitions; and providing for an
4 effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 20-2-401(a)(i)(A), (B) and (ii) and
9 20-2-406(a) by creating new paragraphs (xi) through (xiii)
10 and by renumbering (xi) as (xiv) are amended to read:

11

12 **20-2-401. Medical support to be included as part of**
13 **child support order.**

14

15 (a) In any action to establish or modify a child
16 support obligation, the court shall order either or both of
17 the parents to provide medical support, which may include

1 dental, optical or other health care needs for their
2 dependent children. The court shall:

3

4 (i) Require in the support order:

5

6 (A) That one (1) or both parents shall
7 provide insurance coverage for the children if insurance
8 can be obtained ~~through an employer or other group carrier,~~
9 ~~or if it is otherwise reasonably available~~ at a reasonable
10 cost and the benefits under the insurance policy are
11 accessible to the children; and

12

13 (B) That ~~one (1) or~~ both parents be liable
14 to pay any medical expenses not covered by insurance and
15 any deductible amount on the required insurance coverage as
16 cash medical support; or

17

18 (ii) Specify in the court order the proportion
19 for which each parent will be liable for any medical
20 expenses as cash medical support, which may include dental,
21 optical or other health care expenses incurred by any
22 person or agency on behalf of a child if the expenses are
23 not covered by insurance.

24

1 **20-2-406. Definitions.**

2

3 (a) As used in this act:

4

5 (xi) "Accessible" means the health care
6 insurance plan is available and provides coverage for the
7 child residing within the geographic area covered by the
8 insurance plan;

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10 (xii) "Cash medical support" means any child
11 support order calculated pursuant to article 3 of this
12 chapter, or an amount ordered to be paid toward the cost of
13 health care coverage provided by another parent through the
14 parent's employer or otherwise, or for other medical costs
15 not covered by insurance;

16

17 (xiii) "Reasonable cost" means the cost to
18 provide health care coverage or to provide cash medical
19 support for children at no more than five percent (5%) of
20 the providing party's income, as defined in W.S.
21 20-2-303(a)(ii);

22

23 ~~(xi)~~ (xiv) "This act" means W.S. 20-2-401 through

24 20-2-406.

1

2 **Section 2.** This act is effective July 1, 2010.

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4 (END)